

United States Department of Agriculture

BUREAU OF ANIMAL INDUSTRY

U.S. DEPOSITORY

AMENDMENT 2 TO B. A. I. ORDER 309 (REGULATIONS GOVERNING THE INTERSTATE MOVEMENT OF LIVESTOCK), MODIFYING REGULATIONS 1 AND 7

(Effective on and after September 10, 1936)

UNITED STATES DEPARTMENT OF AGRICULTURE.

OFFICE OF THE SECRETARY.

Under the authority conferred by law upon the Secretary of Agriculture, the regulations governing the interstate movement of livestock (B. A. I. Order 309), issued under date of March 5, 1928, as amended January 10, 1930, are hereby further amended as follows:

Section 3, regulation 1, is amended by striking out the words and figures "sections 3, 4, and 6" in line 6, and substituting in lieu thereof the word and figure "section 5."

Regulation 7 is revoked, and in lieu thereof the following regulation is substituted:

REGULATION 7.—TO PREVENT THE SPREAD OF TUBERCULOSIS IN CATTLE

SECTION 1. Subject to the provisions of section 3, regulation 1, of this order, cattle of the classes described in sections 2 to 5 inclusive, following, may be shipped, driven on foot, transported, and received for transportation interstate, upon compliance with the conditions and requirements set forth respectively in said sections 2 to 5 inclusive:

SEC. 2. *Shipments from modified accredited areas.*⁹—Cattle of the following classes originating in a modified accredited area¹⁰ may be moved interstate, provided the following requirements are strictly complied with, to wit:

Paragraph 1. Cattle for dairy and breeding purposes.—Cattle for dairy and breeding purposes when accompanied by a certificate¹¹ issued by an authorized State or Federal inspector or by a veterinarian approved by the Bureau and State, showing the cattle to have originated in such modified accredited area.

Par. 2. Semirange¹² and range cattle, steers, and spayed heifers.—Semirange cattle of the beef breeds, strictly range cattle, steers, and spayed heifers, provided the owner or his agent makes a written declaration¹³ that the animals have originated in a modified accredited area.

⁹ The regulations of the State of destination should be consulted before shipments are made from modified accredited areas.

¹⁰ A modified accredited area is a county or other political subdivision, or a portion thereof, in which the percentage of bovine tuberculosis is less than one-half of 1 percent and has been so declared by the Chief of the Bureau.

¹¹ There shall be recorded on the face of this certificate the number of cattle, breed, sex, and approximate age of the animals presented for shipment, date and place of issuance, destination, and name or names of the consignee and consignor. One copy of the certificate shall accompany the shipment, one copy shall be mailed to the livestock sanitary official of the State from which the shipment is made, one copy shall be mailed to the livestock sanitary official of the State of destination, and one copy mailed to the Bureau of Animal Industry, Washington, D. C.

¹² Semirange cattle are considered to be those of the beef breeds or type which are raised partly on the range and partly under farm conditions to the extent of receiving feed besides natural vegetation and also care or shelter not ordinarily provided for range cattle.

¹³ There shall be recorded on the face of this declaration the number of cattle, breed, sex, and approximate age of the animals presented for shipment, date and place of issuance, destination, and name or names of the consignee and consignor. One copy of the declaration shall accompany the shipment, one copy shall be mailed to the livestock sanitary official of the State from which the shipment is made, one copy shall be mailed to the livestock sanitary official of the State of destination, and one copy mailed to the Bureau of Animal Industry, Washington, D. C.

Par. 3. Cattle under State quarantine.—Cattle in herds under State quarantine and those in previously infected herds that have not passed two negative tests applied at 60-day intervals shall be moved interstate in accordance with the provisions of sections 3 and 4 of this regulation.

Par. 4. Shipments to public stockyards.—Cattle when consigned to a public stockyard.

SEC. 3. Paragraph 1. No cattle originating in a non-modified accredited area¹⁴ shall be shipped, driven on foot, transported, or received for transportation interstate except as provided in sections 4 and 5 of this regulation, unless and until such cattle have been subjected to a physical examination and tuberculin test, applied as directed in paragraph 2 of this section, and a tuberculin-test chart and health certificate, showing them to be apparently free from tuberculosis and any other contagious, infectious, or communicable disease of animals, has been issued and the requirements of paragraph 2 of section 10 of regulation 1 of this order are fully complied with.

Par. 2. The physical examination, tuberculin test, and health certificate and tuberculin-test chart required by paragraph 1 of this section shall be made, applied, and issued within 30 days prior to the shipping, driving on foot, transporting, or receiving for transportation, either by a veterinarian of the State of origin who shall have been authorized by such State and approved by the Bureau to apply the test, make the examination, and issue the certificate and test chart, or by a veterinarian employed by the Bureau at a public stockyard or other regular Bureau station.¹⁵ *Provided, however,* That if any animals in a lot of cattle tuberculin tested react, the remainder of the lot shall not be shipped interstate, except for immediate slaughter, without a proper retest: *And provided further,* That all cattle not identified by registration name and number shall be identified by a metal ear tag.

SEC. 4. Cattle of the classes described in paragraphs 1 to 3 of this section, originating in non-modified accredited areas, may be shipped, driven on foot, transported, and received for transportation interstate, without compliance with the provisions of section 3 of this regulation:

Paragraph 1. Accredited herds.—Cattle from a herd accredited by the Bureau, in cooperation with the various States, as free from tuberculosis when accompanied by a certificate issued by an authorized State or Federal inspector or by a veterinarian approved by the Bureau and State, showing the cattle to be from such a herd.

Par. 2. Slaughter cattle.—Cattle for immediate slaughter when consigned to a place where Bureau or State meat inspection is maintained or to a place designated by the proper State livestock sanitary official of the State of destination.

Par. 3. Shipments to public stockyards.—Cattle when consigned to a public stockyard that has pens placarded "Cattle from non-modified accredited area" set aside for the reception of such cattle.

SEC. 5. Shipments of tuberculous cattle for slaughter.—Cattle which have reacted to the tuberculin test may be shipped, transported, received for transportation, or otherwise moved interstate for immediate slaughter to an establishment or public stockyard where Federal inspection is maintained under the provisions of the act of March 4, 1907 (34 Stat. 1260), upon compliance with the following conditions:

Paragraph 1. The cattle shall be marked for identification by branding the letter "T" on the left jaw, not less than 2 nor more than 3 inches high, and attaching to the left ear a metal tag bearing a serial number and the inscription "U. S. B. A. I. Reacted" or a similar State reactor tag.

Par. 2. The cattle shall be accompanied to destination by a certificate issued by a Bureau inspector or a regularly employed State inspector engaged in

¹⁴ A non-modified accredited area is one which has not met the requirements for a modified accredited area.

¹⁵ When the cattle are tested by a veterinarian other than a Bureau inspector the original and one copy of the tuberculin-test chart and health certificate shall be sent to the livestock sanitary official of the State from which the cattle are to be shipped or moved for approval by him (except when the test is applied at a public stockyard where Federal inspection is maintained the inspector in charge may approve the certificate), whereupon the original copy shall be forwarded to the Bureau, one copy of the test chart and health certificate shall be sent to the proper livestock sanitary official of the State of destination in ample time to reach him before the arrival of the cattle at destination, and one copy of the test chart and health certificate shall accompany the cattle to destination.

cooperative tuberculosis-eradication work, showing (1) that the cattle have reacted to the tuberculin test, (2) that they may be moved interstate, and (3) the purpose for which they are moved.

Par. 3. The cattle so moved shall be slaughtered under Federal inspection.

Par. 4. The transportation companies shall plainly write or stamp upon the face of each of the waybills, conductors' manifests, and memoranda pertaining to such shipments the words "TUBERCULOUS CATTLE" and a statement to the effect that the car or compartment of the boat in which the cattle have been transported is to be cleaned and disinfected.

Par. 5. The car or the compartment of the boat in which tuberculous cattle have been transported interstate shall be cleaned and disinfected under Bureau supervision by the final carrier at destination in accordance with regulation 1, sections 4, 5, and 6.

Par. 6. The cattle shall not be shipped or transported in cars or in compartments of boats containing healthy cattle or hogs unless all the animals are for immediate slaughter or unless the tuberculous cattle are separated from the other animals by a partition which shall be securely affixed to the walls of the car or boat.

This amendment, which for the purpose of identification is designated as Amendment 2 to B. A. I. Order 309, shall be effective on and after September 10, 1936.

Done at Washington this 9th day of September 1936. Witness my hand and the seal of the Department of Agriculture.



W. R. GREGG,

Acting Secretary of Agriculture.

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